

PATENT
Customer No. 22,852
Attorney Docket No. 8790.0003-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

John P. DONOGHUE et al.

Application No.: 09/991,498

Filed: November 14, 2001

For: NEUROLOGICAL SIGNAL
DECODING

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Group Art Unit: 3736

Examiner: Unknown

Commissioner for Patents
Washington, DC 20231

Attention: **BOX MISSING PARTS**

Sir:

**RESPONSE TO NOTICE TO FILE
MISSING PARTS OF APPLICATION**

In response to the communication of December 17, 2001, the period for reply having been extended for four months by a request for extension of time and fee payment filed concurrently herewith, Applicants submit a Declaration/Power of Attorney for filing in this application, Preliminary Amendment, Small Entity Declaration, Substitute Drawings (27 sheets, Figs. 1A-19), Recordation Form Cover Sheet and Assignment to Brown University Research Foundation, and a copy of the Notice to File Missing Parts.

Fees submitted herewith are calculated as follows:

FINNEGAN
HENDERSON
FARABOW
GARRETT &
DUNNER LLP

1300 I Street, NW
Washington, DC 20005
202.408.4000
Fax 202.408.4400
www.finnegan.com



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Basic Application Filing Fee					\$740	\$ 740.00
	Number of Claims		Basic	Extra Claims		
Total Claims	21	-	20	1	x \$18	18.00
Independent Claims	3	-	3	0	x \$84	0
<input type="checkbox"/> Presentation of Multiple Dep. Claim(s)				+\$280		0
Declaration Surcharge						130.00
Subtotal					\$	888.00
Reduction by 1/2 if small entity					-	444.00
TOTAL APPLICATION FILING FEE					\$	444.00

A check for \$1,204.00 is enclosed. The fee includes:

\$370.00 filing fee;
\$9.00 additional claims fee;
\$65.00 Declaration Surcharge fee;
\$40.00 Assignment recordation fee; and
\$720.00 Petition for Extension of Time Fee.

Please associate the enclosed declaration with the application, grant any extensions of time required to enter this response, and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: June 14, 2002

By: 
Timothy J. May
Reg. No. 41,538

FINNEGAN
HENDERSON
FARABOW
GARRETT &
DUNNER LLP

1300 I Street, NW
Washington, DC 20005
202.408.4000
Fax 202.408.4400
www.finnegan.com



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A circular stamp from the U.S. Patent and Trademark Office. The outer ring contains the text "U.S. PATENT & TRADEMARK OFFICE" at the top and "TM" at the bottom. The center of the stamp contains the date "JUN 14 2002".

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/991,498	11/14/2001	John Donoghue	2670.2002-000

CONFIRMATION NO. 8186

FORMALITIES LETTER



OC00000007203302

James M. Smith, Esq.
HAMILTON, BROOK, SMITH & REYNOLDS, P.C.
530 Virginia Road
P.O. Box 9133
Concord, MA 01742-9133

Date Mailed: 12/17/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
 - Total additional claim fee(s) for this application is \$576.
 - **\$576** for 32 total claims over 20.
 - To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
 - **The balance due by applicant is \$ 1446.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

06/15/2002 0930AM-1 1000AM-1 1030AM-1

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE